IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
MONDAY, THE TWENTY EIGHTH DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT
**THE HON'BLE MR JUSTICE N.V. RAMANA**
**WRIT PETITION NO : 10058 of 2004**

Between:
Lakkineni Suryanarayana, S/o Pullaiah,
Krishnanagar, Khammam.

**..... PETITIONER**

AND

1 District Collector, Khammam District, Khammam.
2 Mandal Revenue Officer, Kallur Mandal, Kallur, Khammam District.
3 Lakkineni Ramesh, S/o Venkateswara Rao,
Kallur, Khammam District.

**.....RESPONDENT(S)**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate Writ, Order or Direction more particularly one in the nature of a Writ of Mandamus declaring the inaction of the 2nd Respondent in not disposing of the proceedings in Rc.No.B/83/03 under the provisions of A.P.Record of Rights in Land and Pattadar Pass Book Act, 1971 as illegal and void and consequently direct the 2nd respondent to issue certified copy of Pahani for the year 2002-2003 in respect of the agricultural land for an extent of Ac.6-00 in Rs No.144/AA and 145/AA of Lakshmipuram village, Kallur Mandal, Khammam District

**For the Petitioner:MR.A.RAMALINGESWAR RAO -ADVOCATE**

**For the Respondent Nos 1 & 2.: GP FOR REVENUE**

**For Respondent No. 3 :---**

**The Court at the stage of admission made the Following :**

**ORDER:**

The present writ petition is filed questioning the action of the second respondent in not disposing of the proceedings in RC.No.B/83/03 under the provisions of A.P. Record of Rights in Land and Pattedar Pass Book Act, 1971.

The petitioner claims to be owner and possessor of land admeasuring Ac.10.29 guntas in R.S.No. 144/AA and 145/Aa, Lakshmipuram, Kalluru Mandal. It is alleged that the third respondent with the connivance of the revenue officials tried to get his name entered in Column No. 13 for the years 1997-98 , 1999-2000. Thereafter the petitioner filed a petition before the Mandal Revenue Officer, Kallur on 6-11-2001 to enquire into the matter and take action against the concerned for recording a wrong name in column No.13 without issuing notice to the concerned. Since, no action was taken thereon, the petitioner made series of representations to revenue officials and also filed a suit in O.S.No.174 of 2002 against the third respondent for permanent injunction together with an interlocutory application for temporary injunction. While so, a notice under the provisions of A.P.Records of Rights in Land and Pattader Pass Book Act, 1971 was issued by the second respondent to the third respondent and the same was challenged before this Court by the third respondent in W.P. 2304 of 2003. The said writ petition was disposed of by this Court by order dated 18-8-2003 directing the second respondent to complete the enquiry within a period of eight weeks from the date of receipt of copy of the order. Pursuant thereof, the petitioner filed representations on 15-9-2003 and on 31-5-2004 requesting to complete the enquiry as per the directions of this Court, however, the same remained unanswered and no action was taken thereon. Hence, the present writ petition is filed.

Heard learned counsel for petitioner and learned Government Pleader for Revenue. Both counsel agreed for disposal of the writ petition at the admission stage with a direction to the respondents to complete the enquiry expeditiously.

In the circumstances, the writ petition is disposed of directing the second respondent to complete the enquiry expeditiously and pass appropriate orders in accordance with law within a period of six weeks from the date of receipt of copy of this order. It is noticed from the writ averments that the order of this Court in W.P.2304 of 2003 dated 18-8-2003 has not been complied with so far. Hence, the District Collector is directed to enquire into the matter and take appropriate disciplinary action in accordance with law against the erring official. No costs.

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N.V.RAMANA,J

28-06-2004

tvk/da

To

1 District Collector, Khammam District, Khammam.
2 Mandal Revenue Officer, Kallur Mandal, Kallur, Khammam District.
3. 2CCs to G.P. for Revenue, High Court of A.P.Hyderabad
4. 2CD copies